

IN THE UNITED STATES DISTRICT COURT FILED BY _____ D.C.
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

05 DEC 15 PM 4:18

AMERICAN COMMERCIAL BARGE LINE, LLC,

Plaintiff,

vs.

FLEISCHMANN'S YEAST, a division
of Burns Philp Food, Inc.,

Defendant and Third-Party Plaintiff,

and

WESTWAY TRADING CORP.,

Defendant and Third-Party Plaintiff,

and

WESTWAY TRADING CORP.,

Third-Party Plaintiff,

vs.

MEMPHIS MARINE SERVICE, INC.,

Third-Party Defendant.

THOMAS M. GOULD
CLERK, U.S. DISTRICT COURT
WD OF TENN. MEMPHIS
No. 04-2001 MA-P

ORDER OF DISMISSAL WITH PREJUDICE

This matter having come on the Joint Motion of American Commercial Barge Line, LLC, Fleischmann's Yeast, and Westway Trading Corp., that their claims be dismissed with prejudice, and the Court having heard the statements of counsel and being advised in the premises, does hereby Order and Adjudge that their claims be, and the same is hereby, dismissed with prejudice, each party to bear its own costs.

ORDERED, ADJUDGED AND DECREED, this 14th day of December, 2005.



UNITED STATES DISTRICT JUDGE



Notice of Distribution

This notice confirms a copy of the document docketed as number 39 in case 2:04-CV-02001 was distributed by fax, mail, or direct printing on December 16, 2005 to the parties listed.

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Honorable Samuel Mays
US DISTRICT COURT